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PORTLAND OR 97204

In re Application of :

Liao et al.

Serial No.: 10/581,570

Filed: June 2, 2006

Attorney Docket No.: 8127-66576-05

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: PETITION DECISION
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This is in response to the petition under 37 CFR § 1.59(b), filed December 4, 2008, to expunge information from the above identified application. This application has not been allowed.

Petitioner indicates that an Information Disclosure Statement submitted on June 2, 2006 contained a reference (WO 01/16346A1) which had two additional pages attached thereto and requests that this reference be expunged from the record. Petitioner states either: (A) that the information contains trade secret material, proprietary material and/or material that is subject to a protective order which has not been made public; or (B) that the information submitted was unintentionally submitted and the failure to obtain its return would cause irreparable harm to the party who submitted the information or to the party in interest on whose behalf the information was submitted, and the information has not otherwise been made public. The petition fee set forth in 37 CFR § 1.17(g) has been paid.

Petitioner also indicates that an Information Disclosure Statement has been filed concurrently with this petition which contains the reference (WO 01/16346A1) without the additional unrelated two pages.

The reasons set forth in this petition establishes to the satisfaction of the Director that expungement of the reference (WO 01/16346A1) in the IDS of June 2, 2006 is appropriate. The document has been closed and as such the document is no longer publicly available, which is the IFW equivalent to removal of a paper document from a paper file wrapper.

The petition is **GRANTED**.

Should there be any questions about this decision please contact Marianne C. Seidel by letter addressed to Director, TC 1600, at the address listed above, or by telephone at 571-272-0584 or by facsimile sent to the general Office facsimile number, 703-872-9306.

Marianne C. Seidel
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